FILED

UNITED STATES COURT OF APPEALS

FEB 08 2013

FOR THE NINTH CIRCUIT

MOLLY C. DWYER, CLERK U.S. COURT OF APPEALS

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

RAUL S. ZAVALA,

Defendant - Appellant.

No. 13-35045

D.C. Nos. 2:12-cv-00348-LRS

2:05-cr-00105-LRS

Eastern District of Washington,

Spokane

ORDER

Before: CANBY and GRABER, Circuit Judges.

The request for a certificate of appealability is denied. See 28 U.S.C.

§ 2253(c)(2). All pending motions, if any, are denied as moot.